

**REMARKS**

Applicants thank the Examiner for acknowledging the claim for priority under 35 U.S.C. § 119, and receipt of a certified copy of the priority document Japanese Application 2003-109031, submitted August 5, 2004. Applicants also thank the Examiner for considering the references filed with the Information Disclosure Statements filed April 13, 2004. Additionally, Applicants thank the Examiner for indicating that the Formal Drawings filed August 24, 2004, are accepted.

**Allowable Subject Matter/ Claim Amendments**

Applicants thank the Examiner for indicating that claims 3-20, depending from claim 2, and 6-8 depending from claim 1, would be allowable if rewritten in independent form. Claims 2, 6 and 7 have been rewritten in independent form..

Additionally, rejected claim 1 has been cancelled. Thus, claims 3-20 depending from claim 1 have been amended or rewritten to no longer depend from claim 1. Further, several multiple dependent claims were improperly depending from other multiple dependent claims. These have been amended to conform to proper practice. Thus, claims 16, 17 and 18 have been rewritten without multiple dependencies.

Thus, all of claims 2-24 should be in condition for immediate allowance.

**Specification Objection**

The Examiner has objected to the specification alleging it fails to provide an antecedent basis for the recitation in claim 18 that “said optical device is exclusively made of said particle

dispersed silicon material.” Claim 18 has been amended to remove the improper recitation.

Thus, withdrawal of this objection is respectfully requested.

### **Claim Objections**

The Examiner has objected to claims 18, 19 and 20 for various informalities. The informalities noted by the Examiner have been corrected. Thus, withdrawal of this objection is respectfully requested.

### **Claim Rejections under § 103(a)**

The Examiner has rejected claims 1, 3-5/1, and 9-18/1 as being unpatentable. The rejection is now moot as claim 1 has been cancelled.

### **Conclusion**


In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

Amendment under 37 C.F.R. § 1.111  
Appln. No. 10/822,755

Atty. Docket: Q81047

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

  
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